

hope of good results we mention a few by way of suggestion, but the physician will quickly appreciate the wide range of usefulness to which this prescription is applicable—* * * nausea, intestinal toxemia, mucus colitis, * * * distress after eating, etc. In any condition of the digestive tract requiring treatment and not traceable to organic derangement Earle's Anti-Gas Tablets are worthy of a trial. Stomach disorders of infants and children are quick to respond to small doses frequently repeated. The tablets may be crushed and the desired dose of the powder given in a little water."

On April 19, 1934, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the products be destroyed by the United States marshal.

M. L. WILSON, *Acting Secretary of Agriculture.*

22371. Misbranding of Noz-Eez. U. S. v. 17 Large Kits, et al., of Noz-Eez. Default decrees of condemnation, forfeiture, and destruction.
(F. & D. nos. 32310 to 32313, incl., 32431. Sample nos. 60666-A to 60669-A, incl., 60758-A.)

These cases involved a treatment for nasal affections, contained in large and small kits, each kit containing an atomizer and a jar of powder. Re-fills were included in certain of the shipments. Examination showed that the article contained no ingredient or combination of ingredients capable of producing certain curative and therapeutic effects claimed.

On March 22, March 24, and March 27, 1934, the United States attorney for the Western District of Washington, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 280 large and small kits of Noz-Eez, and 130 re-fills at Seattle, Wash., and 70 large and small kits of Noz-Eez, and 11 re-fills at Tacoma, Wash., alleging that the article had been shipped in interstate commerce, between the dates of January 11 and March 20, 1934, by Strong's Laboratories, from Portland, Oreg., and charging misbranding in violation of the Food and Drugs Act as amended.

Analysis of a sample of the powder by this Department showed that it consisted essentially of boric acid (65.8 percent), starch (29.5 percent), and traces of camphor, menthol, and oxyquinoline sulphate.

It was alleged in the libels that the article was misbranded in that the following statements appearing in the labeling, regarding its curative or therapeutic effects, were false and fraudulent: (Large and small jar of powder in respective kits and large and small re-fills) "Noz-Eez (Nose Ease)"; (carton for small kit) "Noz-Eez (Nose-Ease) * * * For Nose and Throat Irritations and Nasal Congestions Which Accompany Certain Phases of Sinus Infection * * * Asthma Hay Fever Catarrh Directions 1. Charge applicator with Noz-Eez powder by first pressing bulb lightly in order to create a vacuum. 2. Insert tip of applicator into jar of Noz-Eez powder and release bulb. The applicator is now charged with the correct amount of one treatment. 3. Insert tip of applicator into nostril about one-quarter inch. Press bulb. 4. Distribution of Noz-Eez powder into the nasal passages can be regulated by the amount of pressure applied. 5. After using, gently blow out excess powder. 6. Don't be alarmed at the first smarting sensation when Noz-Eez attacks the infected areas. This feeling will quickly subside. 7. Frequency of treatments. Use Noz-Eez just before retiring, upon arising and once during the day—more often if desired"; (carton for large kit) "Noz-Eez (Nose-Ease) * * * For nose and throat irritations and nasal congestions which accompany certain phases of Sinus Infection * * * Asthma Hay Fever Catarrh"; (white circular pasted on back of large kit) "Directions 1. Remove cap from bottle and replace with the metal part of the powder atomizer. 2. Insert nasal applicator of the atomizer. Spray each nostril thoroughly. 3. Blow out surplus powder before breathing deeply. 4. Spray each nostril the second time. 5. Noz-Eez should be used at least three times daily; more often if desired. It should be used especially just before retiring and also immediately upon arising. 6. Don't be alarmed at the first smarting sensation when Noz-Eez attacks the infected areas. This feeling will quickly subside. 7. After using Noz-Eez, remove metal part of atomizer and replace with original cap. It is important that bottle be kept tightly sealed at all times."

On April 19 and July 23, 1934, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be destroyed by the United States marshal.

M. L. WILSON, *Acting Secretary of Agriculture.*